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Attorneys for Defendants
**BROOKDALE SENIOR LIVING INC. and
 BROOKDALE SENIOR LIVING COMMUNITIES,
 INC.**

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

STACIA STINER, et al.,

Plaintiffs,

v.

BROOKDALE SENIOR LIVING INC., et al.,

Defendants.

Case No. 4:17-CV-03962-HSG

**ORDER (AS MODIFIED) GRANTING
 OMNIBUS MOTION TO SEAL**

[4347090.1]

ORDER

THIS CAUSE comes before the Court on the Parties' Omnibus Motion To Seal ("Motion").
Being fully advised, it is:

ORDERED AND ADJUDGED that the Motion, Dkt. No. 701, is hereby **GRANTED**. This order further **TERMINATES** Dkt. Nos. 649, 662 & 677.

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Information To Be Redacted And Filed Under Seal

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
701-2 / 701-3	663-1 / 662-4	Declaration of Guy B. Wallace in Support of Plaintiffs' Motion for Certification of Subclasses ("Wallace Decl."), Exhibit 3	Pages 7-37 ¹ (designated personally-identifying information ("PII") only)	PII Jacobsen Decl. at ¶ 4.a. ²	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 4	Full Document	Proprietary business information ("PBI") Jacobsen Decl. at ¶ 4.b.	Plaintiffs take no position on whether this document should be sealed.

¹ Unless otherwise indicated, the page numbers refer to the internal page numbers of the document itself, not the ECF pagination.

² Relative to Defendants' requests to maintain the legibility of this document, the Jacobsen Declaration provides more detailed explanations as to the nature of and reasons for redacting and/or sealing each item, including citations to additional declarations and legal authority.

[4347090.1]

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 5	Full Document	PBI Jacobsen Decl. at ¶ 4.b.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 6	Full Document	PBI Jacobsen Decl. at ¶ 4.b.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 7	Pages BKD0005133 and BKD0005136-58 (designated PBI only)	PBI Jacobsen Decl. at ¶ 4.c.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 9	Pages 7:2-3, 120:19-21, 121:2-3, 124:20-21, 125:16-18, 127:15-16, 128:12-13, 130:6-16, 130:25-131:2, 160:21-161:4, 162:16-23, 163:4-16, 163:25, 164:15-19, 165:4-8, 169:9-18, 170:1-20, 173:13, 190:7-16, and 190:20-192:6	PII & PBI Jacobsen Decl. at ¶ 4.d.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 10	Pages 262:11-263:4, 269:19-20, 269:24-270:3, 270:18-19, 270:25, 271:6-15, 281:6-9, 283:9-18, 284:2-12,	PII & PBI Jacobsen Decl. at ¶ 4.e.	Plaintiffs take no position on whether this document should be sealed.

[4347090.1]

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ORDER (AS MODIFIED) GRANTING OMNIBUS MOTION TO SEAL
CASE NO. 4:17-CV-03962-HSG

85085602v.5

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
			286:15-22, 299:11-22, 302:5-9, 305:20-25, 306:13-18, 307:3-21, 308:8-25, 309:7-23, 310:3-6, 311:2- 4, 311:24- 312:2, 312:19- 21, 313:7- 314:20, 315:3- 17, 316:12- 317:22, 318:1- 9, 318:22- 319:25, 320:7, 320:19, 321:3- 21, 328:8-9, 328:21, 338:1, 338:10, 339:9- 16, 344:24- 345:2, 345:10- 13, 346:19, 354:16-18, 355:19-356:3, 356:10-24, 357:3-6, 415:18, 416:11- 19, 417:25, 420:7-17, 435:16-436:6, 436:16-23, 438:24, and 441:17-22		
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 18	Page BKD1723416 (designated PBI only)	PBI Jacobsen Decl. at ¶ 4.f.	Plaintiffs take no position on whether this document should be sealed.

[4347090.1]

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ORDER (AS MODIFIED) GRANTING OMNIBUS MOTION TO SEAL
CASE NO. 4:17-CV-03962-HSG

85085602v.5

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 19	Pages BKD1762135-36 (designated PBI only)	PBI Jacobsen Decl. at ¶ 4.g.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 20	Page BKD1723870-72 (designated PII and PBI only)	PII & PBI Jacobsen Decl. at ¶ 4.h.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 21	Pages BKD1847776-77 (designated PII only)	PII Jacobsen Decl. at ¶ 4.i.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 22	Page BKD2069280 (designated PII only)	PII Jacobsen Decl. at ¶ 4.i.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 23	Page BKD1625738 (designated PII only)	PII Jacobsen Decl. at ¶ 4.i.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 24	Full Document	PBI Jacobsen Decl. at ¶ 4.j.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 25	Pages BKD2094926-28 (designated PII and PBI only)	PII & PBI Jacobsen Decl. at ¶ 4.k.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 26	Pages BKD1841083-84 (designated PII only)	PII Jacobsen Decl. at ¶ 4.l.	Plaintiffs take no position on whether this document should be sealed.

[4347090.1]

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ORDER (AS MODIFIED) GRANTING OMNIBUS MOTION TO SEAL
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85085602v.5

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 27	Pages BKD1725845-46 (designated PII only)	PII Jacobsen Decl. at ¶ 4.m.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 28	Pages BKD2642652-53, 3 and 5 of document, and BKD2642656-57 (designated PII & PBI only)	PII & PBI Jacobsen Decl. at ¶ 4.n.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 29	Page BKD2228040 (designated PII only)	PII Jacobsen Decl. at ¶ 4.o.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 30	Pages BKD2092668 and BKD2092670 (designated PII only)	PII Jacobsen Decl. at ¶ 4.o.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 31	Pages BKD1840915 and BKD1840917 (designated PII only)	PII Jacobsen Decl. at ¶ 4.o.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 32	Full Document	PBI Jacobsen Decl. at ¶ 4.p.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 33	Full Document	PBI Jacobsen Decl. at ¶ 4.q.	Plaintiffs take no position on whether this document should be sealed.

[4347090.1]

v

ORDER (AS MODIFIED) GRANTING OMNIBUS MOTION TO SEAL
CASE NO. 4:17-CV-03962-HSG

85085602v.5

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 34	Full Document	PBI Jacobsen Decl. at ¶ 4.r.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 35	Pages BKD2224612-15 (designated PII and PBI only)	PII & PBI Jacobsen Decl. at ¶ 4.s.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 36	Full Document	PBI Jacobsen Decl. at ¶ 4.t.	Plaintiffs take no position on whether this document should be sealed.
701-2 / 701-3	663-1 / 662-4	Wallace Decl., Exhibit 37	Pages BKD2007803-05 (designated PII and PBI only)	PII & PBI Jacobsen Decl. at ¶ 4.u.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 38	Pages BKD1971494-96 (designated PII and PBI only)	PII & PBI Jacobsen Decl. at ¶ 4.v.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 39	Full Document	PBI Jacobsen Decl. at ¶ 4.w.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 40	Pages BKD233817-19 (designated PII and PBI only)	PII & PBI Jacobsen Decl. at ¶ 4.x.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 41	Pages BKD2783594-95 (designated PII and PBI only)	PII & PBI Jacobsen Decl. at ¶ 4.y.	Plaintiffs take no position on whether this document should be sealed.

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 42	Pages BKD2159907-09 (designated PII and PBI only)	PII & PBI Jacobsen Decl. at ¶ 4.z.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 43	Full Document	PBI Jacobsen Decl. at ¶ 4.aa.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 44	Full Document	PBI Jacobsen Decl. at ¶ 4.bb.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 45	Page BKD2029076 (designated PBI only)	PBI Jacobsen Decl. at ¶ 4.cc.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 46	Full Document	PII Jacobsen Decl. at ¶ 4.dd.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 47	Full Document	PII Jacobsen Decl. at ¶ 4.dd.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 48	Full Document	PII Jacobsen Decl. at ¶ 4.dd.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 49	Full Document	PII Jacobsen Decl. at ¶ 4.ee.	Plaintiffs take no position on whether this document should be sealed.

[4347090.1]

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ORDER (AS MODIFIED) GRANTING OMNIBUS MOTION TO SEAL
CASE NO. 4:17-CV-03962-HSG

85085602v.5

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 50	Full Document	PII Jacobsen Decl. at ¶ 4.ee.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 51	Full Document	PII Jacobsen Decl. at ¶ 4.ee.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 52	Full Document	PII Jacobsen Decl. at ¶ 4.ee.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 53a	Right column	PBI Jacobsen Decl. at ¶ 4.ff.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 53b	Full Document	PBI Jacobsen Decl. at ¶ 4.gg.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 54	Page 120:6	PII Jacobsen Decl. at ¶ 4.hh.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 55	Page BKD2012994 (designated PII only)	PII Jacobsen Decl. at ¶ 4.ii.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 56	Pages BKD2789306-08 (designated PII only)	PII Jacobsen Decl. at ¶ 4.ii.	Plaintiffs take no position on whether this document should be sealed.

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 57	Page BKD1725654 (designated PII only)	PII Jacobsen Decl. at ¶ 4.ii.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 58	Pages BKD2807300-03 (designated PII only)	PII Jacobsen Decl. at ¶ 4.ii.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 59	Pages BKD23309503-05 (designated PII and PBI only)	PII & PBI Jacobsen Decl. at ¶ 4.jj.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 60	Pages BKD2594483-84 (designated PII only)	PII Jacobsen Decl. at ¶ 4.kk.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 61	Full Document	PBI Jacobsen Decl. at ¶ 4.ll.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 62	Full Document	PBI Jacobsen Decl. at ¶ 4.mm.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 63	Full Document	PBI Jacobsen Decl. at ¶ 4.nn.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 64	Full Document	PBI Jacobsen Decl. at ¶ 4.nn.	Plaintiffs take no position on whether this document should be sealed.

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 65	Full Document	PBI Jacobsen Decl. at ¶ 4.nn.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 66	Full Document	PBI Jacobsen Decl. at ¶ 4.nn.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 67	Full Document	PBI Jacobsen Decl. at ¶ 4.nn.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-2 / 662-5	Wallace Decl., Exhibit 68	Full Document	PBI Jacobsen Decl. at ¶ 4.nn.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663 / 662-3	Wallace Decl.	Pages 4:6-7, 5:19-20, 5:26, 6:28, 7:1, 8:6-7, 8:9-13, 8:16-20, 8:25-28, 9:2-4, 9:9-16, 9:20-22, 10:2-12, 10:23, 10:26-28, 11:1-5, 11:25-27, 12:4-7, 12:10-11, 12:13-20, 12:25-28, 13:1, 13:9-13, 13:17-21, 13:28, 14:1-3, 14:6, 14:10-21, 14:24, 14:28, 15:1-4, 15:6-7, 15:9-15, 15:18, 15:21-28, 16:1-2, 18:27-28, 19:1, 19:3-4,	PII & PBI Jacobsen Decl. at ¶ 4.oo.	Plaintiffs take no position on whether these excerpts of this document should be sealed.

[4347090.1]

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ORDER (AS MODIFIED) GRANTING OMNIBUS MOTION TO SEAL
CASE NO. 4:17-CV-03962-HSG

85085602v.5

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
			20:10-15, 20:28, and 21:1-3		
701-4 / 701-5	663-3 / 662-6	Declaration of Cristina Flores, PhD in Support of Plaintiffs' Motion for Certification of Subclasses	Pages 9:1-10, 18:5-7, 18:14, 18:16-20, 18:22, 19:1-2, 19:10, 19:13, 19:18, 19:21, 19:25-27, 20:1- 2, 20:7-8, 20:13-14, 20:16-18 20:24-27, 21:1- 3, 21:16-27, 22:1-6, 39:7-8, 40:2-6, 40:8-9, 40:13-14, 40:21, 40:23- 24, 46:19-20, 47:1-6, 47:12, 47:15-19, 47:23-24, 48:1- 5, 48:13-25, 49:1-4, 49:13- 14, 49:19-20, 49:23, 49:26- 28, 50:1, 50:4- 5, 50:8, 50:16- 21, 50:24, 50:27-28, 51:1- 2, 51:6, 51:8, 51:10-13, 52:20-21, 53:19-25, and 54:3-5	PBI Jacobsen Decl. at ¶ 4.pp.	Plaintiffs take no position on whether this document should be sealed.

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
701-4 / 701-5	663-4 / 662-7	Declaration of Dale Schroyer in Support of Plaintiffs' Motion for Certification of Subclasses	Pages 19:12, 33:6-8, 46:5, 50:13-20, 51:1-6, 52:7-8, 53:18, 53:21-22, 54:27, 58:7-12, 58:14-17, 58:19-21, 58:24-25, 59:4-11, 59:16-18, 59:21-27, 61:5-6, 61:16-17, and 61:21	PBI Jacobsen Decl. at ¶ 4.qq.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-5 / 662-8	Declaration of David Belson PhD in Support of Plaintiff's Motion for Certification of Subclasses	Pages 6:11-12, 11:23-24, 12:4-6, 12:18-19, 18:16-19, 19:1, 22:19-21, 23:10, 25:6-9, 26:1, 27:7, 29:21-27, 30:1-4, 30:15-19, 30:25-27, 31:9-10, 31:19, 32:12-13, 32:23-25, 33:1, 33:3-11, 34:23-24, 36:8-14, 36:19-23, 37:1-3, 37:12, 37:25, 38:1, 38:13-16, 38:22-23, 39:1-4, 39:12-14, 40:13-21, 40:26, 43:10-11, and 43:17-20	PBI Jacobsen Decl. at ¶ 4.rr.	Plaintiffs take no position on whether this document should be sealed.
701-4 / 701-5	663-6 / 662-9	Declaration of Edward Jones PhD in Support of Plaintiffs' Motion for	Pages 4:12-15, 5:15-16, 6:7-16, 6:18, 6:21-22, 6:23-26, 7:1-3, 7:12-13,	PBI Jacobsen Decl. at ¶ 4.ss.	Plaintiffs take no position on whether this document should be sealed.

[4347090.1]

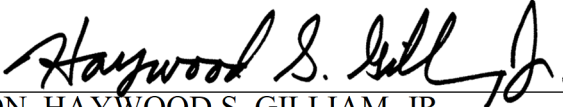
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ORDER (AS MODIFIED) GRANTING OMNIBUS MOTION TO SEAL
CASE NO. 4:17-CV-03962-HSG

85085602v.5

Current Docket No. Public / Sealed	Prior Docket No. Public / Sealed	Document(s)	Portion(s) Sought To Be Sealed	Reasons For Sealing	Request Opposed
		Certification of Subclasses	7:18-21, 7:23, 7:26, 8:1-17, 8:19-20, 8:22, 8:24, 9:1, 9:4, 9:5-27, 10:1-4, 10:6-8, 10:10-24, 10:26, 10:28, 11:1-6, 11:9-19, 11:21-27, 12:1-25, 13:1-19, 13:22-23, 14:1-11, 14:16-24, 14:26-28, 15:1-2, 15:6-11, 15:13-27, 16:1-27, 17:1-6, 17:8-28, 18:1-27, 19:1-4, 19:6-28, 20:1-28, 21:1-9, 21:11-13, 21:15-23, 21:27-28, 22:3-28, 23:1-28, 24:1, 24:3-26, 25:1-17, 25:23-28, 26:1-23, 26:27-28, 29:5-7, 30:16-17, 32:20-22, and 33:4-8		

DATED: 1/25/2024


HON. HAYWOOD S. GILLIAM, JR.
United States District Judge